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UTILITY PATENT APPLICATION TRANSMITTAL (Large Entity)

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Docket No.
4348-2

Total Pages in this Submission
25

J6710 U.S. PTO



10/01/99

TO THE ASSISTANT COMMISSIONER FOR PATENTS

Box Patent Application
Washington, D.C. 20231

Transmitted herewith for filing under 35 U.S.C. 111(a) and 37 C.F.R. 1.53(b) is a new utility patent application for an invention entitled:

CHILD SEATBELT ASSEMBLY

and invented by:

Paul F. Giampavolo and John S. Pontaoe

J6135 U.S. PTO
09/410538
10/01/99

If a CONTINUATION APPLICATION, check appropriate box and supply the requisite information:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Which is a:

☐ Continuation ☐ Divisional ☐ Continuation-in-part (CIP) of prior application No.: _____

Enclosed are:

Application Elements

1. ☒ Filing fee as calculated and transmitted as described below
2. ☒ Specification having 11 pages and including the following:
 - a. ☒ Descriptive Title of the Invention
 - b. ☐ Cross References to Related Applications (if applicable)
 - c. ☐ Statement Regarding Federally-sponsored Research/Development (if applicable)
 - d. ☐ Reference to Microfiche Appendix (if applicable)
 - e. ☒ Background of the Invention
 - f. ☒ Brief Summary of the Invention
 - g. ☒ Brief Description of the Drawings (if drawings filed)
 - h. ☒ Detailed Description
 - i. ☒ Claim(s) as Classified Below
 - j. ☒ Abstract of the Disclosure

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Application Elements (Continued)

3. ☒ Drawing(s) *(when necessary as prescribed by 35 USC 113)*
- a. ☐ Formal Number of Sheets _____
- b. ☒ Informal Number of Sheets 2
4. ☒ Oath or Declaration
- a. ☒ Newly executed *(original or copy)* ☐ Unexecuted
- b. ☐ Copy from a prior application (37 CFR 1.63(d)) *(for continuation/divisional application only)*
- c. ☒ With Power of Attorney ☐ Without Power of Attorney
- d. ☐ DELETION OF INVENTOR(S)
Signed statement attached deleting inventor(s) named in the prior application,
see 37 C.F.R. 1.63(d)(2) and 1.33(b).
5. ☐ Incorporation By Reference *(usable if Box 4b is checked)*
The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under
Box 4b, is considered as being part of the disclosure of the accompanying application and is hereby
incorporated by reference therein.
6. ☐ Computer Program in Microfiche *(Appendix)*
7. ☐ Nucleotide and/or Amino Acid Sequence Submission *(if applicable, all must be included)*
- a. ☐ Paper Copy
- b. ☐ Computer Readable Copy *(identical to computer copy)*
- c. ☐ Statement Verifying Identical Paper and Computer Readable Copy

Accompanying Application Parts

8. ☒ Assignment Papers *(cover sheet & document(s))*
9. ☐ 37 CFR 3.73(B) Statement *(when there is an assignee)*
10. ☐ English Translation Document *(if applicable)*
11. ☐ Information Disclosure Statement/PTO-1449 ☐ Copies of IDS Citations
12. ☐ Preliminary Amendment
13. ☒ Acknowledgment postcard
14. ☒ Certificate of Mailing
- ☐ First Class ☒ Express Mail *(Specify Label No.):* EJ339413301US

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Accompanying Application Parts (Continued)

15. ☐ Certified Copy of Priority Document(s) (if foreign priority is claimed)

16. ☒ Additional Enclosures (please identify below):

Associate Power of Attorney


Fee Calculation and Transmittal

CLAIMS AS FILED

For	#Filed	#Allowed	#Extra	Rate	Fee
Total Claims	4	- 20 =	0	x \$18.00	\$0.00
Indep. Claims	1	- 3 =	0	x \$78.00	\$0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$0.00
BASIC FEE					\$760.00
OTHER FEE (specify purpose) Recording assignment					\$40.00
TOTAL FILING FEE					\$800.00

- ☒ A check in the amount of \$800.00 to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge and credit Deposit Account No. 11-0215 as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of _____ as filing fee.
- ☒ Credit any overpayment.
- ☒ Charge any additional filing fees required under 37 C.F.R. 1.16 and 1.17.
- ☐ Charge the issue fee set in 37 C.F.R. 1.18 at the mailing of the Notice of Allowance, pursuant to 37 C.F.R. 1.311(b).

Dated: October 1, 1999


Signature
Gerald Levy, Esq.
Reg. No. 24,419
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CHILD SEATBELT ASSEMBLYBACKGROUND OF THE INVENTIONField of the Invention

This invention pertains to a child seatbelt assembly, such as is used to secure a child to a shopping cart and for other similar applications.

Description of the Prior Art

In the prior art, it is well-known to secure a webbing seatbelt-type child restraint apparatus to grocery cart of similar vehicle to assure the safety of children riding in the shopping cart. It is imperative that such devices are securely attached to the shopping cart without the reasonable possibility of becoming accidentally disattached. An example of a seatbelt or safety strap for such an application is shown in U.S. Patent No. 5,263,726 entitled "Child Restraint Strap for a Shopping Cart Seat", issued on November 23, 1993 to Wood.

However, the attachment of the seatbelt to the carriage is critical in several respects. The web of the belt, which may be nylon, cannot rub against metallic parts, such as the carriage or the attachment devices, as this may lead to tearing and failure of the web. This concern makes such attachment devices as metallic rings (e.g. keyring-type structures) and grommets undesirable. Additionally, the attachment devices must be simple and foolproof to install, preferably with no tools required on-site. The attachment devices must have no credible possibility of accidental disengagement. The attachment devices should have no exposed

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locking components which could be tampered with to the detriment of the attachment. Similarly, any exposed locking components frequently provide crevices into which food, dirt and similar material can accumulate.

U.S. Patent No. 5,669,118 entitled "Strap Retainer" and issued on September 23, 1997 to Frano, Giampavolo and Sipp has provided a device which has been quite satisfactory in many respects, but improvement is desired.

OBJECTS AND SUMMARY OF THE INVENTION

It is therefore an object of this invention to provide a child seatbelt assembly which attaches securely and permanently to a grocery cart or similar device.

It is therefore a further object of this invention to provide a child seatbelt assembly wherein the web of the child seatbelt will not rub against metal parts at the point of attachment to the grocery cart of similar device.

It is therefore a still further object of this invention to provide a child seatbelt assembly which is simple and foolproof to install.

It is therefore a still further object of this invention to provide a child seatbelt assembly which can be installed on-site with no tools.

It is therefore a still further object of this invention to provide a complete child seatbelt assembly to a site for installation, without separate or loose parts required for installation.

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It is therefore a still further object of this invention to provide a child seatbelt assembly which exposes a minimum of locking components and/or crevices in the installed position.

It is therefore a final object of this invention to provide a child seatbelt assembly which is resistant to tampering.

These and other objects are attained by a child seatbelt assembly which includes a web which is provided to the installation site (that is, the grocery store or similar location) with attachment devices or strap retainers affixed to the web. The attachment devices or strap retainers are made of plastic or metal and include a relatively stiff post element which may include an integral lateral sew-tab. The web of the seatbelt is looped around the post element and is typically sewed to the sew-tab prior to shipment to the site of installation. A first end of a flexible looping element is formed integrally with a first end of the post element. The second end of the flexible looping element includes two parallel guide prongs and a detent prong. The second end of the post element includes two longitudinal guide channels and one longitudinal detent channel for receiving the respective guide prongs and detent prong. A portion of the shopping cart or similar vehicle is typically engaged therewithin.

BRIEF DESCRIPTION OF THE DRAWINGS

Further objects and advantages of the invention will become apparent from the following description and claims, and from the accompanying drawings, wherein:

Figure 1 is a plan view of the child seatbelt assembly of the present invention, shown with one strap retainer in an open or unengaged position and another strap retainer in a closed or engaged position. The wire-like elements of a shopping cart or similar structure are shown in phantom.

Figure 2 is a perspective view of a typical strap retainer to be used in the child seatbelt assembly of the present invention. The strap retainer is shown in a closed or engaged position.

Figure 3 is a perspective view of a typical strap retainer to be used in the child seatbelt assembly of the present invention. The strap retainer is shown in an open or unengaged position.

DETAILED DESCRIPTION OF THE PREFERRED EMBODIMENT

Referring now to the drawings in detail wherein like numerals refer to like elements throughout the several views, one sees that Figure 1 is a plan view of the child seatbelt assembly 10 of the present invention. Child seatbelt assembly 10 includes first nylon web portion 12 and second nylon web portion 14. Those skilled in the art will realize that other materials than nylon web can be used, and that various straps and belts can be used in place of nylon web. First and second nylon web portions 12, 14 may be coated or impregnated with polytetrafluoroethylene (commonly known as TEFLON®) in order to be water-repellent. Nylon web portions 12, 14 may further be highly-reflective and imprinted with an appropriate warning admonishing parents as to the importance of the use of child seatbelts. First nylon web portion 12 is secured to first strap retainer 16 (typically made of plastic) which is shown in the closed position engaging wire-like structural element 100 of the shopping cart or similar structure. First end 17 of first nylon web portion 12 is looped around post element 18 of first strap retainer 16 (see Figures 2 and 3 for details of a typical strap retainer 16) and sewed onto sew-tab 20 as evidenced by seam 22. This and other sewing can be supplemented by ultrasonic welding or similar attachment methods. This sewing affixes first nylon web portion 12 to strap retainer 16 regardless of whether strap retainer 16 is in the open or closed position. This sewing is typically intended to be done as part of the manufacturing process so that child seatbelt assembly 10 can be provided to the

site, such as a grocery store, as a single assembly without the necessity for on-site sewing or other time-consuming and possibly error-prone assembly.

Second end 24 of first nylon web portion 12 is looped around first element 26 of two-piece latch 28 (typically made of plastic) and further looped around a post portion (not shown) of sliding adjusting buckle 30 (typically made of plastic) and sewn to itself. The structural details of two-piece latch 28 and sliding adjusting buckle 30 are well-known in the prior art and are therefore not discussed in detail herein.

First end 32 of second nylon web portion 14 is sewn to sew-tab 20 of second strap retainer 16' as evidenced by seam 34. Second strap retainer 16' is shown in an open or unengaged position about wire-like structural element 101 of the shopping cart or similar structure. In use, of course, both strap retainers 16, 16' are in the closed or engaged position. As shown in Figure 1, and in further detail in Figures 2 and 3, strap retainers 16, 16' include flexible strap 36, 36' with a first end 38, 38' integral with a first end 40, 40' of post element 18, 18' and a second end 42, 42' integral with guide prongs 44, 44', 46, 46' and detent prongs 45, 45'. In the closed position, guide prongs 44, 44', 46, 46' engage corresponding detent channels 48, 48', 50, 50' which extend longitudinally inward within post elements 18, 18'. Likewise, detent prongs 45, 45' engage detents channel 49, 49' and are detent fastened therewithin. External gripping ribs 51, 51' are provided at the intersection of flexible straps 36, 36' and post elements

18, 18' in order to provide for increased gripping by the installer. Similarly, external gripping ribs 53, 53' are provided at second ends 42, 42' of flexible straps 36, 36'. Further details of strap retainers 16, 16' can be found in application serial no. _____, entitled "Strap Retainer for Child Seatbelts", filed on _____, the disclosure of which is incorporated herein by reference. It is envisioned that different strap retainers could be used for the child seatbelt assembly 10 of the present invention.

Second end 52 of second nylon web portion 14 is looped around second element 54 of two-piece latch 28 and sewn to itself.

It is envisioned that child seatbelt assembly 10 will be provided to the installation site, such as a grocery store, as an integral unit as shown in Figure 1, with both strap retainers 16, 16' in the open position. It is then a simple matter for employees of varying skills to loop the flexible straps 36, 36' about the wire portions 100, 101 of the grocery cart and guide prongs 44, 44', 46, 46' and detent prongs 45, 45' into guide channels 48, 48', 50, 50' and detent channels 49, 49' of post elements 18, 18'. It is envisioned that the strap retainers 16, 16' provide a pronounced "click" upon detent engagement in order to aid in proper installation.

Thus the several aforementioned objects and advantages are most effectively attained. Although a single preferred embodiment of the invention has been disclosed and described in detail herein, it should be understood that this invention is in no sense limited

thereby and its scope is to be determined by that of the appended claims.

CLAIMS

What is Claimed is:

1. A child seatbelt assembly including:

a first strap portion with a first end and a second end;

a second strap portion with a third end and a fourth end;

a latch assembly including a first latch element releasably engaging said second end and a second latch element engaging said third end;

a first retainer strap assembly including a first post element with first detent means and a first strap element with second detent means, said first retainer strap being in an open position when said first detent means is free of engagement with said second detent means, and said being in a closed position when said first detent means engages said second detent means;

a second retainer strap assembly including a second post element with third detent means and a second strap element with fourth detent means, said second retainer strap being in an open position when said third detent means is free of engagement with said fourth detent means, and said being in a closed position when said third detent means engages fourth detent means;

said first retainer strap assembly being affixed to said first end in both said open position and said closed position of said first retainer strap;

a second retainer strap assembly being affixed to said fourth end in both said open position and said closed position of said

second retainer strap.

2. The child seatbelt assembly of Claim 1 further including a first generally planar sew-tab extending from said first post element and a second generally planar sew-tab extending from said second post element, whereby said first end is attached to said first retainer strap assembly by sewing through both said first strap portion and said first sew-tab, and said fourth end is attached to said second retainer strap assembly by sewing through both said second strap portion and said second sew-tab.

3. The child seatbelt assembly of Claim 2 wherein said first detent means and said third detent means include female elements and said second detent means and said fourth detent means include male elements.

4. The child seatbelt assembly of Claim 3 wherein said female elements extend longitudinally with said first post element and said second post element.

ABSTRACT OF THE DISCLOSURE

The child seatbelt assembly is provided on-site as a single piece and includes two nylon web seatbelt portions which latch to each other by way of a releasable buckle. Both seatbelt portions are permanently affixed to strap retainers by means of sewing or attaching permanently through the seatbelt portions or through a sew-tab included as part of the strap retainers. This provides that the seatbelt portions are affixed to the strap retainers regardless of whether or not the strap retainers are in the open or closed position. This further allows the child seatbelt assembly to be provided to an installation site, such as a grocery store, as a single assembly.

4348-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re of the application of: Paul F. Giampavolo and John S. Pontaoe

Serial No. N/A

Filed: Herewith

For: **CHILD SEATBELT ASSEMBLY**

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Assistant Commissioner for Patents
Washington, D.C. 20231

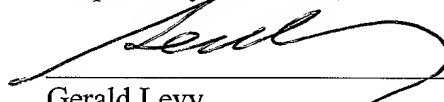
S I R:

I hereby appoint Thomas W. Buckman (Registration Number 25,756), Donald J. Breh (Registration Number 30,159), John P. O'Brien (Registration Number 22,764) and Mark W. Croll (Registration Number 31,098), as my associate attorneys in the above-entitled application, to inspect and prosecute this application, to make alterations and amendments therein, and to transact all business in the Patent and Trademark Office.

Please continue to address all future communications to:

Gerald Levy, Esq.
Kane, Dalsimer, Sullivan and Levy, LLP
711 Third Avenue
New York, New York 10017

Respectfully submitted,


Gerald Levy
Reg. No. 24,419

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Figure 1

Figure 2

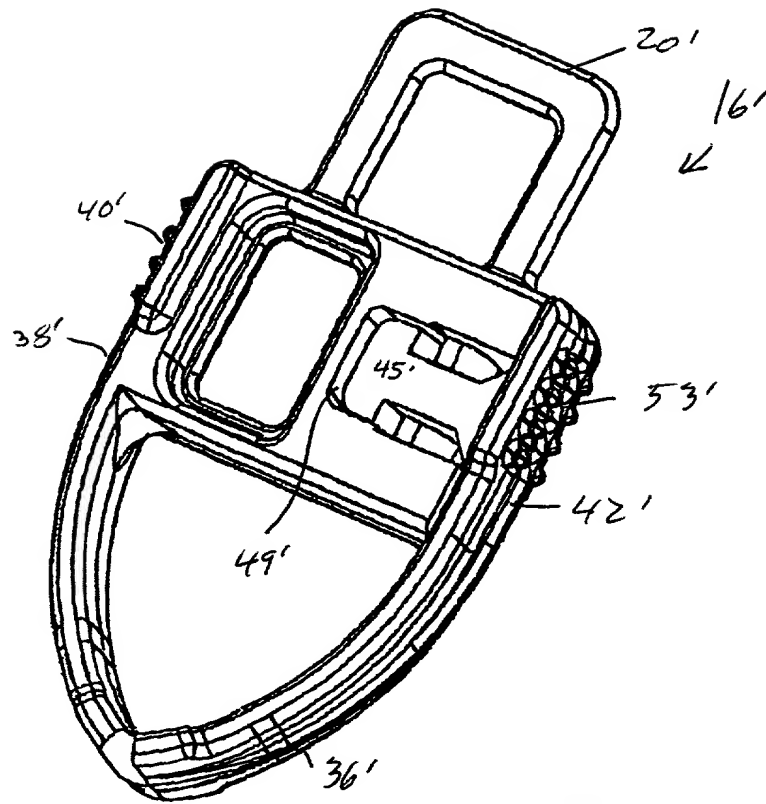
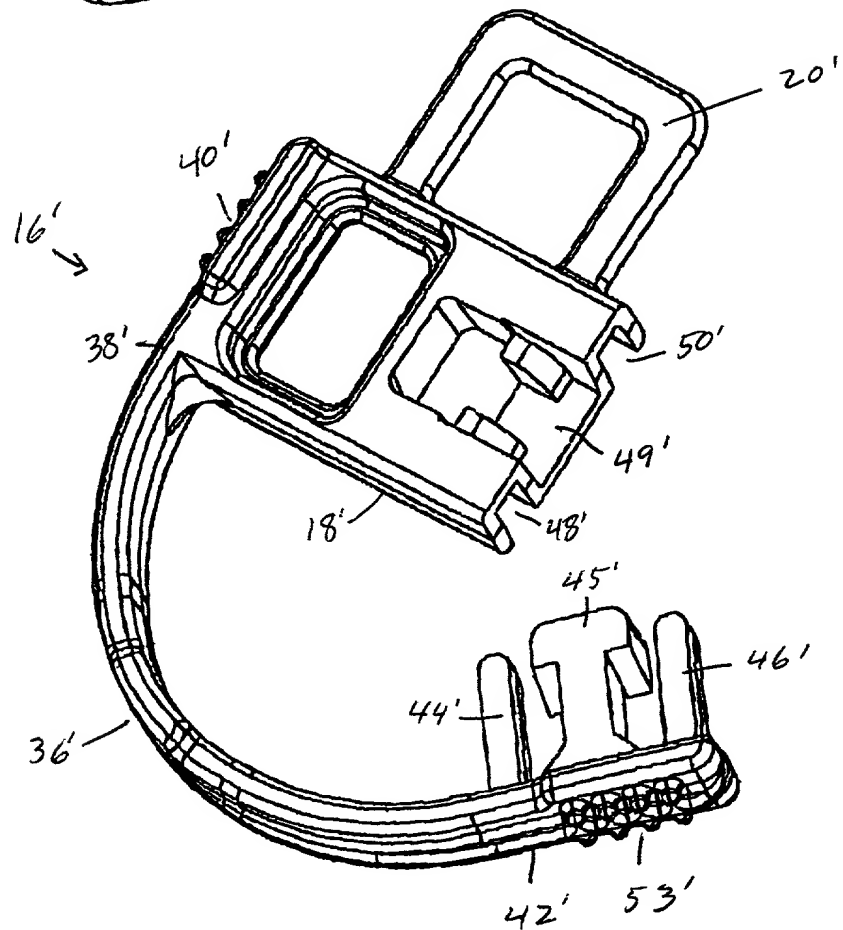


Figure 3



COMBINED DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION

As a below named inventor(s), I (We) hereby declare that:

My (Our) residence, post office address and citizenship are as stated below next to my (our) name(s). I (We) believe I (we) am (are) the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

CHILD SEATBELT ASSEMBLY, the specification of which is attached hereto unless the following is checked:

☐ was filed on _____ as United States Application

Number or PCT International Application Number _____

and was amended on _____ (if applicable).

I (We) hereby state that I (we) have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I (We) acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119 of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

PRIOR FOREIGN APPLICATION(S)			
NUMBER	COUNTRY	DATE FILED	PRIORITY CLAIMED
			YES NO
			YES NO
			YES NO

I (We) hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

APPLICATION NO.	FILING DATE	STATUS PATENTED,PENDING, ABANDONED

I (We) hereby declare that all statements made herein of my (our) own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I (We) hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected therewith: Joseph C. Sullivan, Registration No. 18,720; Gerald Levy, Registration No. 24,419; Ronald R. Santucci, Registration No. 28,988; Ronald E. Brown, Registration No. 32,200; John Gulbin, Registration No. 33,180; Richard J. Danyko, Registration No. 33,672; Monami D. Roy, Registration No. 40,892; Tod M. Melgar, Registration No. 41,190; James E. Marina, Registration No. 41,969 and Clifford A. Ulrich, Registration No. 42,194. ***I (We) further authorize my (our) attorney to insert the proper serial number and filing date awarded to my (our) application on this document, above my (our) signature(s).**

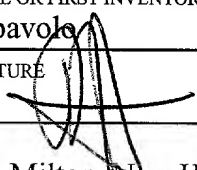
SEND CORRESPONDENCE TO: Gerald Levy, Esq.


**KANE, DALSIMER, SULLIVAN, KURUCZ,
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FULL NAME OF THIRD JOINT INVENTOR, IF ANY	CITIZENSHIP
INVENTOR'S SIGNATURE	DATE
RESIDENCE	
POST OFFICE ADDRESS	
FULL NAME OF FOURTH JOINT INVENTOR, IF ANY	CITIZENSHIP
INVENTOR'S SIGNATURE	DATE
RESIDENCE	
POST OFFICE ADDRESS	